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Attorney's Docket No.: 07575-032002 / P01-1914.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mercier et al.	Art Unit : 2167
Serial No. : 10/800,109	Examiner : Luke S. Wassum
Filed : March 12, 2004	
Title : COHERENT DEVICE TO DEVICE DATA REPLICATION	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<u>Amendment in Reply to Action Of May 6, 2005</u>

Please amend the above-identified application as indicated below.

the snapshot version of the block and otherwise copying the snapshot version of the source data object block to the corresponding block in the destination data object, wherein data is directly transferred between the source and destination storage device controllers without traversing a server operable to process file system requests, and wherein coherency of the data transferred between the source and destination storage device controllers is maintained without requiring any file system to maintain a snapshot map." For reasons similar to those presented above, the application respectfully submits that claim 39 is in condition for allowance.

Claim 40 stands rejected under 35 U.S.C. Section 103(a) as being unpatentable over Ohran in view of Hitz and in further view of Schwartz. The applicant respectfully traverses the rejection. Claim 40 recites a system that includes a controller "operable, in response to receiving the copy command, to generate and send one or more storage device commands to one or more storage devices for the source and target volumes to copy data from the source volume directly to the target volume without having a file server in the data path, the controller using the snapshot map and the snapshot data to maintain coherency of the copied data." For reasons similar to those presented above, the application respectfully submits that claim 40 and its dependent claims are in condition for allowance.

Please apply the charge for a two-month extension of time, and any other charges or credits, to deposit account 06-1050.

Respectfully submitted,

Date: _Sep. 23, 2005_

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